

Claim Status

Claims 1-20 were pending in the application. Claims 1 and 11 have been rewritten. Claims 1-20 remain in the application.

REMARKS/ARGUMENTS

Claims 1-20 were rejected under 35 USC 102(b) over US Patent No. 6,452,946 to Manzardo.

In discussing the application of Mazardo, it is thought a brief discussion of the invention may be helpful in distinguishing the present claims over the cited reference. The claimed invention is drawn to a method of transacting information in a wireless network. The method uses a polling procedure where a polling station, such as a mobile communication device, transmits a polling frame to trigger a response. However, as the polled station may not have sufficient time to respond before the polling station re-sends the polling frame, known as repolling, the polled station transmits a delay frame to the polling station to prevent the polling station from commencing a repolling procedure, which also gives the polled station time to prepare a non-delay frame to transmit to the polling station. Applicant has amended independent claims 1 and 11 to clarify this operation and use of the delay frame.

Manzardo describes a HDLC arrangement of line cards (78, 80, etc.) being polled by a PBX controller 76. Manzardo differs from Applicants claimed invention in some substantial aspect, among which are that Manzardo is a wired, addressable network, while Applicant's invention describes a wireless network. Furthermore, and more significantly, Manzardo does not show or describe sending a delay frame upon being polled at a polled station to prevent a repolling procedure at the polling station and to allow the polled station time to prepare a non-delay frame. The Rejection cites Manzardo at col. 4, lines 10-32 as showing the at least one delay frame, but what Manzardo discusses is transmitting data over "a short delay communications link." Read in context, it appears that the language used in Manzardo is intended to mean that the communications link has a short delay time. It is not a delay frame, and in fact what is being sent, as the passage reads, would be analogous to the polling frame

since it is being transmitted by the PBX controlled, which is the polling station in Manzardo. Thus, it appears to Applicant that Manzardo does not show each and every limitation of Applicant's claimed invention because Manzardo fails to show the use of a delay frame as claimed by Applicant.

No amendment made was for the purpose of narrowing the scope of any claim. The Applicants believe that the subject application, as amended, is in condition for allowance. Such action is earnestly solicited by the Applicants.

In the event that the Examiner deems the present application non-allowable, it is requested that the Examiner telephone the Applicant's attorney or agent at the number indicated below so that the prosecution of the present case may be advanced by the clarification of any continuing rejection.

The Commissioner is hereby authorized to charge any fee due, or credit any overpayment, to Motorola, Inc., Deposit Account Number 50-2117.

Respectfully submitted,

Date: July 9, 2007

By: /Scott M. Garrett/
Attorney of Record
Reg. No.: 39,988

SEND CORRESPONDENCE TO:

Motorola, Inc.
Law Department – MD 1610
8000 W. Sunrise Blvd.
Plantation, FL 33322
Customer Number: 24,273

Tel: 954-723-6636 direct line
Tel: 954-723-6449
Fax No.: 954-723-5599